

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
NORTHERN DIVISION
NO: 2:07-CV-00052-BR

TERRY D. MOSES

Plaintiff

v.

NORTH CAROLINA DEPARTMENT OF
TRANSPORTATION ,

Defendant

ORDER

This matter is before the court on the 23 March 2009 Memorandum and Recommendation (“M&R”) of Magistrate Judge David W. Daniel, regarding defendant’s motion for summary judgment. Plaintiff filed an “appeal” from the M&R, which the court construes as an objection to the M&R. The court has conducted a *de novo* review of the record. Plaintiff’s objection is OVERRULED. The court adopts the M&R as its own, and for the reasons stated therein, the motion for summary judgment is ALLOWED. This case is DISMISSED.

This 20 May 2009.



W. Earl Britt
Senior U.S. District Judge